

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

MICHAEL FORMICA,)
Petitioner,)
v.) Civil Action No. 7:14cv00357
SUPERINTENDENT OF THE) By: Michael F. Urbanski
CENTRAL VIRGINIA REGIONAL) United States District Judge
JAIL, et al.,)
Defendants.)

ORDER

For the reasons set forth in the accompanying Memorandum Opinion entered this date, it is hereby **ORDERED** as follows:

1. The magistrate judge's report and recommendation (ECF No. 109) is **ADOPTED in its entirety**;
2. Respondents' motions to dismiss the § 2254 petition (ECF Nos. 59, 62, 91) are **GRANTED**;
3. Petitioner's motions to stay and abey (ECF Nos. 34, 58) are **DENIED**;
4. Petitioner's motion to amend (ECF No. 108) is **DENIED**;
5. Petitioner's § 2254 petition is **DISMISSED with prejudice**;
6. Petitioner's second motion for extension to file objections to the magistrate judge's report (ECF No. 113) is **DENIED as moot**; and
7. This matter is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the Memorandum Opinion to the pro
se petitioner and to counsel of record.

Entered: September 21, 2015

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge